

AMENDMENT TO RULES COMMITTEE PRINT 118-

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OFFERED BY MRS. HARSHBARGER OF TENNESSEE

At the end of subtitle G of title X, add the following:

1 **SEC. 10 ____. PROHIBITION ON FLAGS OTHER THAN THE**

2 **FLAG OF THE UNITED STATES.**

3 (a) DEFINITIONS.—In this section:

4 (1) FLAG OF THE UNITED STATES.—The term
5 “flag of the United States” has the meaning given
6 the term in section 700(b) of title 18, United States
7 Code.

8 (2) PUBLIC BUILDING.—

9 (A) IN GENERAL.—Except as provided in
10 subparagraph (B), the term “public building”
11 has the meaning given the term in section
12 3301(a) of title 40, United States Code.

13 (B) INCLUSION.—The term “public build-
14 ing” includes—

15 (i) a military installation (as defined
16 in section 2801(c) of title 10, United
17 States Code); and

18 (ii) any embassy or consulate of the
19 United States.

1 (b) PROHIBITIONS.—Notwithstanding any other pro-
2 vision of law and except as provided in subsection (c), no
3 flag that is not the flag of the United States may be flown,
4 draped, or otherwise displayed—

5 (1) on the exterior of a public building; or

6 (2) in the hallway of a public building.

7 (c) EXCEPTIONS.—The prohibitions under subsection
8 (b) shall not apply to—

9 (1) a National League of Families POW/MIA
10 flag (as designated by section 902 of title 36, United
11 States Code);

12 (2) any flag that represents the nation of a vis-
13 iting diplomat;

14 (3) the State flag of the State represented by
15 a member of Congress, outside or within the office
16 of the member;

17 (4) in the case of a military installation, any
18 flag that represents a unit or branch of the Armed
19 Forces;

20 (5) in the case of a religious liturgy or cere-
21 mony at a military installation or facility, any flag
22 that represents a religious organization or church
23 that is covered by section 501(c)(3) of the Internal
24 Revenue Code of 1986 and exempt from tax under
25 section 501(a) of such Code;

1 (6) any flag that represents an Indian Tribe (as
2 defined in section 4 of the Indian Self-Determination
3 and Education Assistance Act (25 U.S.C. 5304)); or

4 (7) any flag that represents the State, territory,
5 county, city, or local jurisdiction in which the public
6 building is located.

